

United States Department of Agriculture,

BUREAU OF CHEMISTRY.

SERVICE AND REGULATORY ANNOUNCEMENTS.

NOTICE OF JUDGMENT NO. 2767.

(Given pursuant to section 4 of the Food and Drugs Act.)

U. S. v. 11 Barrels of Whisky. Decree of condemnation by consent. Goods released on bond.

MISBRANDING OF WHISKY.

On January 25, 1910, the United States Attorney for the Eastern District of Louisiana, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 11 barrels of whisky remaining unsold in the original unbroken packages and consigned to Thomas L. Harris, New Orleans, La., alleging that the product had been shipped by Ulman, Boykin & Co., Baltimore, Md., and transported from the State of Maryland into the State of Louisiana, during the month of January, 1909, and charging misbranding in violation of the Food and Drugs Act. Ten barrels of the product were labeled: "Lucy Hinton Whisky, guaranteed under the National Pure Food and Drugs Act, Ulman, Boykin & Company." One barrel was labeled "My Maryland Whisky guaranteed under the National Food and Drugs Act, Ulman, Boykin & Company."

Misbranding of the product was alleged in the libel for the reason that it was branded in a manner to indicate that it was straight whisky, whereas, in truth and in fact, it was not straight whisky at all, but was a rectified article combined with grain distillate.

On January 28, 1909, the said Ulman, Boykin & Co., claimant, having filed an answer and claim for the product, a decree of condemnation and forfeiture was entered and it was ordered by the court that the product be released and delivered to said claimant upon payment of the costs of the proceedings and the execution of bond in the sum of \$1,000 in conformity with section 10 of the Act.

B. T. GALLOWAY,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *January 5, 1914.*